

1 Jack P. Burden, Esq.
Nevada State Bar No. 6918
2 Jacquelyn Franco, Esq.
Nevada State Bar No. 13484
3 **BACKUS | BURDEN**
3050 South Durango Drive
4 Las Vegas, NV 89117
Tel.: (702) 872-5555
5 Fax: (702) 872-5545
jackburden@backuslaw.com
6 jacquelynfranco@backuslaw.com
Attorney for Duracell U.S. Operations, Inc.
7 *incorrectly named as Duracell, Inc.*

8
9 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

10 MICHAEL RUSSO, an individual,

11 Plaintiff,

12 vs.

13 DURACELL INC., a Foreign Entity; SENNHEISER
ELECTRIC CORP., a Foreign Entity; DOES 1
through 20; ROE BUSINESS ENTITIES 1 through
14 20, inclusive,

Defendants.

Case No. 2:21-cv-01403-ART-DJA

**STIPULATION/REQUEST TO
CONTINUE MANDATORY
SETTLEMENT CONFERENCE**

15
16 Upon agreement between Plaintiff Michael Russo (*"Plaintiff"*), by and through her attorney
of record, the law firm Stucki Injury Law, and Defendants Duracell Operations, Inc. incorrectly
17 named as Duracell, Inc. and Sennheiser Electric Corp. (collectively *"Defendants"*), by and through
18 their attorney of record, the law FIRM BACKUS | BURDEN and Hall Jaffe, LLP, respectively, hereby
19 respectfully request that the Mandatory Settlement Conference currently set for January 3, 2025 at
20 10:00 a.m. (ECF 65), be continued to a later date in January or February 2025.

21 ///

22 ///

23 ///

24 ///

1 Defendant Duracell U.S. Operations, Inc.'s corporate representative with full settlement
2 authority, cannot attend due to travel conflicts. The parties hereby stipulate and respectfully request
3 that the Mandatory Settlement Conference be continued to a date after January 3, 2025. The parties
4 present the following dates to the Court as options to reset the conference:

5 Monday, January 27, 2025	Monday, February 3, 2025
6 Tuesday, January 28, 2025	Tuesday, February 4, 2025
7 Thursday, January 30, 2025	Thursday, February 6, 2025
Friday, January 31, 2025	Friday, February 7, 2025

8 Pursuant to LR 26-3, the parties submit that good cause exists for a continuance of this
9 Mandatory Settlement Conference. The corporate representative for Defendant Duracell U.S.
10 Operations, Inc., who has full authority, cannot attend because she will be out of the country the
11 week of the Mandatory Settlement Conference, including, specifically, January 3, 2025. Attendance
12 by this individual will facilitate Defendants' goal in good faith participation in this Settlement
13 Conference.

14 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

WHEREFORE, the parties respectfully request that the Court grant this request to continue the Mandatory Settlement Conference until after January 3, 2025.

IT IS SO STIPULATED.

Dated: December 3, 2024

STUCKI INJURY LAW

/s/ Frank Stucki
Frank Stucki, Esq.
STUCKI INJURY LAW
1980 Festival Plaza Drive, Suite 300
Las Vegas, NV 89135
T: 877-778-8254
kyle@stuckiinjurylaw.com
Attorneys for Plaintiff

BACKUS | BURDEN

/s/ Jack P. Burden
Jack P. Burden, Esq.
Jacquelyn Franco, Esq.
3050 South Durango Drive
Las Vegas, NV 89117
T. (702) 872-5555 | F. (702) 872-5545
E. jackburden@backuslaw.com
*Attorneys for Duracell U.S. Operations, Inc.
Incorrectly named as Duracell, Inc.*

HALL JAFFE, LLP

/s/ Michael R. Hall
Michael R. Hall, Esq.
HALL JAFFE, LLP
7425 Peak Drive
Las Vegas, NV 89128
T: 702-316-4111 / F: 702-316-4114
mmaupin@halljaffe.com
mhall@halljaffe.com
Attorneys for Sennheiser Electric Corp

IT IS SO ORDERED. However, the Court is unavailable on the proposed dates and will therefore reset the conference on the next available date. Accordingly, **IT IS ORDERED** that the Settlement Conference currently scheduled for January 3, 2025 is **VACATED** and **RESET** for **Wednesday, March 5, 2025 at 10:00 a.m.**

IT IS FURTHER ORDERED that written evaluation statements are due by 4:00 p.m. on Wednesday, February 26, 2025.

IT IS FURTHER ORDERED that all other provisions of the Court's Order (ECF No. 65) shall govern the settlement conference.

DATED: 12/5/2024



DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of the BACKUS | BURDEN, and that on December 3, 2024, I served a copy of as follows:

- ☐ **U.S. Mail:** By depositing a true and correct copy of said document(s) via U.S. mail, with postage pre-paid and addressed as listed below.
- ☐ **Hand Delivery:** I caused said document(s) to be delivered to the address(es) list below;
- ☒ **Electronic Mail:** I caused said document(s) to be delivered by emailing an attached Adobe Acrobat PDF of the document to the email address(es) identified above.
- ☐ **Electronic Service:** I caused said document to be delivered by electronic means upon all eligible electronic recipients via the United States District Court CM/ECF system or Clark County District Court E-Filing system (Odyssey).

ATTORNEYS OF RECORD & PARTIES

Kyle A. Stucki, Esq.
STUCKI INJURY LAW
 1980 Festival Plaza Drive, Suite 300
 Las Vegas, NV 89135
 T: 877-778-8254 / F: 877-778-8253
kyle@stuckiinjurylaw.com
Attorneys for Plaintiff

Michael Maupin, Esq.
 Michael R. Hall, Esq.
HALL JAFFE, LLP
 7425 Peak Drive
 Las Vegas, NV 89128
 T: 702-316-4111 / F: 702-316-4114
mmaupin@halljaffe.com
mhall@halljaffe.com
Attorneys for Sennheiser Electric Corp

I declare that under penalty of perjury under the laws of the State of Nevada that the above is true and correct. I further declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

/s/ Anne Reymundo
 An employee of **BACKUS | BURDEN**